

Motion granted. Counsel to file sur-reply forthwith.

IT IS SO ORDERED

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
WESTERN DIVISION

/s/ David A. Katz

David A. Katz, Senior Judge

MIDLAND FUNDING LLC

Plaintiff/Counterclaim Defendant,  
vs.

ANDREA L. BRENT

Defendant/Counterclaim Plaintiff  
vs.

MIDLAND CREDIT MANAGEMENT,  
INC.

Counterclaim Defendant

Case No. 3:08-CV-1434

Judge David A. Katz

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COUNTERCLAIMANT BRENT'S MOTION FOR LEAVE TO FILE SUR-REPLY IN  
OPPOSITION TO MIDLAND'S MOTION FOR SUMMARY JUDGMENT FOR  
ACTUAL DAMAGES *INSTANTER*

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Defendant/Counterclaimant, Andrea Brent respectfully moves this Court to enter an order granting her leave to file a sur-reply memorandum in opposition to Midland Funding, LLC and Midland Credit Management, Inc.'s motion for summary judgment as to Brent's claim for actual damages.

Brent believes that a sur-reply memorandum is necessary to answer a false statement made by Midland in its Reply memorandum. Brent stands on her arguments contained in her previously filed Memorandum in Opposition and will limit this sur-reply to this one narrow issue.

The proposed sur-reply memorandum is attached as Exhibit 1.